

Introduced July 5, 2011
Public Hearing July 18, 2011
Council Action July 28, 2011
Executive Action August 1, 2011
Effective Date October 1, 2011

County Council Of Howard County, Maryland

2011 Legislative Session

Legislative Day No. 8

Bill No. 46 -2011

Introduced by: The Chairperson at the request of the County Executive

AN ACT making a technical correction to amend a definition in the Adequate Public Facilities Ordinance; and generally related to the Adequate Public Facilities Ordinance.

Introduced and read first time July 5, 2011. Ordered posted and hearing scheduled.

By order Stephen LeGendre
Stephen LeGendre, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on July 18, 2011.

By order Stephen LeGendre
Stephen LeGendre, Administrator

This Bill was read the third time on July 28 2011 and Passed ☒ Passed with amendments ☐ Failed ☐.

By order Stephen LeGendre
Stephen LeGendre, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 29th day of July, 2011 at 2:00 a.m./p.m.

By order Stephen LeGendre
Stephen LeGendre, Administrator

Approved/Vetoed by the County Executive August 1, 2011

Ken Ulman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that the*
2 *Howard County Code is amended as follows:*

3
4 *By amending subsection (y) of:*

5 *Title 16 – Planning, Zoning and Subdivisions and Land Development Regulations*

6 *Section 16.1110 “Definitions”*

7
8 **Title 16. Planning, Zoning and Subdivisions and Land Development Regulations.**

9 **Subtitle 11. Adequate Public Facilities.**

10
11 **Section 16.1110. Definitions.**

12 (y) *Open:*

13 (1) *School region—Open* means that the projected enrollment of a school region is
14 below [[25]] 115 percent of the program capacity of the elementary schools within
15 the region.

16 (2) *Elementary school—Open* means that the projected enrollment of the
17 elementary school is below [[25]] 115 percent of the program capacity of the school.

18 (3) *Middle school—Open* means that the projected enrollment of the middle school
19 is below [[25]] 115 percent of the program capacity of the school.

20
21 *Section 2. And Be It Further Enacted by the County Council of Howard County,*
22 *Maryland, that this Act shall become effective 61 days after its enactment.*

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on August 1, 2011.

Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2011.

Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2011.

Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2011.

Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2011.

Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2011.

Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council